

Miller Quoted in *Xenia Gazette* Story Titled “Building Owner Files Federal Lawsuit Against Xenia”

Related Professionals

Joseph R. Miller

Related Services

Land Use, Zoning, Real Property
and Eminent Domain

Litigation and Appeals

Real Estate

NEWS | 12.14.2017

Joe Miller, a partner in the Vorys Columbus office, was quoted in a *Xenia Gazette* article titled “Building Owner Files Federal Lawsuit Against Xenia.” The story outlined a complaint Miller filed on behalf of Blue Rock Investments, LLC and Boymel Family, LLC, that claimed the city of Xenia’s demolition of a building damaged additional property.

The story states:

“The plaintiffs have asked for a jury trial and seek compensatory and punitive damages, attorney fees and costs, and ‘Any other declarative, injunctive or other equitable relief this Court deems just and appropriate.’

‘There will be evidence to demonstrate hundreds of thousands of dollars of damage to this property,’ said Joseph Miller, the Columbus-based attorney for Blue Rock and Boymel. ‘My client wants and needs the building repaired.’

The lawsuit alleges that because the two buildings adjoined one another, ‘the city knew that demolition of the K-Mart’s wall and roof tied to the Fulmer’s Building required special care and skill in order to prevent damaging the Fulmer’s Building. However, when the K-Mart was demolished in or around January 2017, the city and/or its agents failed to perform the demolition in a workmanlike manner such that the city’s demolition undermined the Fulmer’s Building’s foundation and left holes in the Fulmer’s Building’s exterior wall.’”

To read the entire story, visit the *Xenia Gazette* [website](#).